

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

TIM MCGEACHY,)	
)	Civil Action No. 10 - 917
Plaintiff,)	
)	Chief District Judge Gary L. Lancaster
v.)	
)	
JOHN DOE #1, Warden; LAWRENCE)	
COUNTY CORRECTIONAL CENTER;)	
JOHN DOE #2, Hudson County Sheriff's)	
Department; GOVERNOR RENDELL,)	
Governor Commonwealth of)	
Pennsylvania,)	
)	
Defendants.		

MEMORANDUM ORDER

The above captioned case was initiated by the filing of a motion to proceed *in forma pauperis* (ECF No. 1) on July 9, 2010, and was referred to a united states magistrate judge for pretrial proceedings in accordance with the Magistrate Judges Act, 28 U.S.C. § 636(b)(1), and rules 72.C and 72.D of the local rules of court.

On May 17, 2011, the magistrate judge filed a Report and Recommendation (ECF No. 26) recommending that the Complaint be dismissed in accordance with the directives of the Prison Litigation Reform Act under 28 U.S.C. § 1915(e)(2) and/or § 1915A because this Court does not have subject matter jurisdiction as a result of the Rooker-Feldman Doctrine. It is further recommended that the Motion to Dismiss filed by Defendants John Doe #1 and the Lawrence County Correctional Center (ECF No. 20) be denied as moot and that Plaintiff's Motion for Summary Judgment (ECF No. 17) be denied. Plaintiff filed numerous Objections to the Report and

Recommendation on May 26, 2011 (ECF No. 27, 28, 29), on June 7, 2011 (ECF No. 30) and on June 10, 2011 (ECF No. 31). Plaintiff's Objections do not undermine the recommendation of the magistrate judge.

After *de novo* review of the pleadings and documents in the case, together with the Report and Recommendation, and the Objections thereto, the following order is entered:

AND NOW, this 14 day of June, 2011;

IT IS HEREBY ORDERED that the Complaint is **DISMISSED** in accordance with the directives of the Prison Litigation Reform Act under 28 U.S.C. § 1915(e)(2) and/or § 1915A because this Court does not have subject matter jurisdiction as a result of the Rooker-Feldman Doctrine.

IT IS FURTHER ORDERED that the Motion to Dismiss filed by Defendants John Doe #1 and the Lawrence County Correctional Center (ECF No. 20) is **DENIED** as moot.

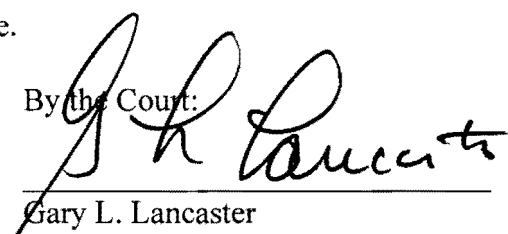
IT IS FURTHER ORDERED that Plaintiff's Motion for Summary Judgment (ECF No. 17) is **DENIED**.

IT IS FURTHER ORDERED that the Report and Recommendation (ECF. No. 26) dated May 17, 2011, is **ADOPTED** as the Opinion of the Court.

IT IS FURTHER ORDERED that the Clerk of Court mark this case **CLOSED**.

AND IT IS FURTHER ORDERED that pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, Plaintiff has thirty (30) days to file a notice of appeal as provided by Rule 3 of the Federal Rules of Appellate Procedure.

By the Court:



Gary L. Lancaster
Chief United States District Judge

cc: Tim McGeachy
23318
Hudson County Correctional Center
35 Hackensack Avenue
Kearny, NJ 07032